

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Julie N. Bagoye, Clerk/Administrator, by Diana Monopoli, Senior Deputy Clerk.

F050845 People v. Rai

Cause called and argued by Roger T. Nuttall, Esq., counsel for appellant and by John G. McLean, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Gomes, J. leaves the bench and is replaced by Hill, J.

F053107 In re the Marriage of Lampe

Cause called and argued by Jerry D. Casheros, Esq., counsel for appellant and by James Wainwright, Esq., counsel for respondent.

Cause ordered submitted.

At this point Wiseman, J. leaves the bench and is replaced by Gomes, J.

F052244 People v. Molina

Cause called and argued by Marcia Levine, Esq., counsel for appellant and by Brian Alvarez, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, August 12, 2008 at 1:30 P.M.

IN THE

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The court reconvened in its courtroom at 1:30 P.M. Present:
Honorable Steven M. Vartabedian, Acting Presiding Justice;
Honorable Rebecca A. Wiseman, Associate Justice; Honorable Dennis
A. Cornell, Associate Justice; and Julie N. Bagoye,
Clerk/Administrator, by Shandra Santana, Deputy Clerk.

F053686 In re Derrick R. a Minor

Cause called and argued by Micheal E. Mitchell, Esq., counsel for
appellant and by Barton Bowers, Deputy Attorney General, counsel
for respondent.

Cause ordered submitted.

At this point Cornell, J. leaves the bench and is replaced by Gomes, J.

F051782 Horsford v. The Board of Trustees of California State University

Cause called and argued by Richard Pearl, Esq., counsel for
appellant and by Suzanne M. Nicholson, Esq., counsel for respondent.

Cause ordered submitted.

F053674 People v. Davis

Cause called and argued by Francine A. Tone, Esq., counsel for
appellant and by Darren K. Indermill, Deputy Attorney General
counsel for respondent.

Cause ordered submitted.

At this point Wiseman, J. leaves the bench and is replaced by Hill, J.

F053471 In re Kaitlyn R., a Minor

Cause called and argued by Darlene Kelly, Esq., counsel for
appellant Kaitlyn R., and by Carolyn S. Hurley, Esq., counsel for
respondent Nicholas C., Jean Born, Esq., counsel for appellant Jason
W., did not appear, but request to join arguments of Attorney Darlene
Kelly, counsel for appellant Kaitlyn R.,.

Cause ordered submitted.

Court recessed until Thursday, August 14, 2008 at 10:00 A.M.

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

F053808 People v. Landis

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F053808 People v. Landis

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F053040 People v. Jackson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F053040 People v. Jackson

The judgment is modified to impose a sentence of four years on count 5, and that sentence is stayed pursuant to Penal Code section 654. As modified, the judgment is affirmed. On remand, a corrected abstract of judgment shall be prepared and provided to the appropriate authorities.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054439 People v. Carrillo

The above-entitled case is submitted for decision.

IN THE

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F054439 People v. Carrillo

The judgment is affirmed with modifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054053 Diaz v. Lee

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F053242 People v. Champagne

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F053242 People v. Champagne

The judgment is affirmed. Gomes, J.

We concur: Wiseman, Acting P.J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054170 In re Francisco H., a Person Coming Under the Juvenile Court Law

Appellant's petition for rehearing filed herein is denied.

F054270 People v. Kellerhall

Counsel having failed to request oral argument in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

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F054270 People v. Kellerhall

The trial court is directed to prepare an amended abstract of judgment that indicates Kellerhall was convicted of a violation of section 288, subdivision (c)(1) in count 5. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F051863 Desman, Inc. v. City of San Joaquin et al.

Appellant's petition for rehearing filed herein is denied.